

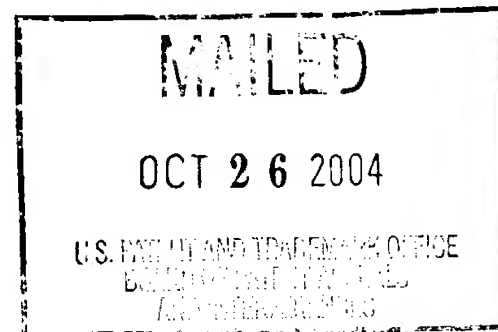
The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte JAN MAN

Application No. 10/008,292



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on August 10, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

We were unable to locate a copy of the Cooper¹ reference relied on by the examiner on page 3 of the Examiner's Answer mailed January 16, 2004.

Accordingly, it is

ORDERED that the application is returned to the Examiner to locate the missing Cooper reference, have a complete copy scanned into the IFW file, and for such further action as may be appropriate.

¹ Cooper, "Biotechnology and the Law," Section 8.05, pages 8-15 to 8-16 (August 2000), Clark, Boardman, Callaghan.

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It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES



Kimberly Jordan
Program and Resource Administrator
(703) 308-9797

Webb, Ziesenheim, Logsdon,
Orkin & Hanson, P.C.
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219

dem
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